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Attorneys for Defendant

IN THE UNITED STATES DISTRICT COURT

FOR THE NORTHERN DISTRICT OF CALIFORNIA

JULIE C. CHAO, an individual, and in her  
capacity as Trustee of CHAO LIVING  
TRUST,

Plaintiff,

v.

PSM HOLDING CORP., a corporation, and  
DOES 1-20, inclusive,

Defendants.

MMC  
CASE NO. C 08-0100-~~EMC-ARB~~

STIPULATION AND ~~PROPOSED~~  
ORDER TO EXTEND DEFENDANT PSM  
HOLDING CORP.'S TIME TO RESPOND  
TO THE COMPLAINT

1 WHEREAS, on December 10, 2007, plaintiff Julie C. Chao (“Chao”), served  
2 defendant PSM Holding Corp. (“PSM”) with its Complaint for Declaratory Relief  
3 (the “Complaint”) and Summons issued by the Superior Court of California for the  
4 County of San Mateo by United States registered mail, pursuant to California Code  
5 of Civil Procedure §415.40;

6 WHEREAS, on January 7, 2008, PSM removed the above-entitled action  
7 from State court to the United States District Court for the Northern District of  
8 California (the “Northern District”);

9 WHEREAS, on January 7, 2008, PSM filed a Notice of Pendency of Other  
10 Action requesting transfer of the above-entitled action from the Northern District  
11 to the Honorable Valerie Baker Fairbank in the Central District of California, for  
12 the reasons stated therein;

13 WHEREAS, on January 9, 2008, the parties met and conferred pursuant to  
14 Northern District Local Rule 7-11 on PSM’s intent to file an Administrative  
15 Motion for Determination of Related Case;

16 WHEREAS, pursuant to Federal Rules of Civil Procedure 6 and 81(c)(2)(C),  
17 PSM’s response to the Complaint would be due on January 14, 2008, absent an  
18 order pursuant to this Stipulation;

19 WHEREAS, the parties wish to have a resolution, either by court order or by  
20 agreement of the parties, on the issues raised in the Notice of Pendency or any  
21 motion that PSM may file for determination of related case, before any responsive  
22 pleading to the Complaint is due;

23 WHEREAS, no previous extensions of time have been requested by either  
24 party in the above-entitled action; and

25 WHEREAS, the requested extension of time would have no detrimental  
26 effect on the schedule for the above-entitled action;

27 THEREFORE, plaintiff Chao and defendant PSM hereby stipulate, through  
28 their respective counsel and pursuant to Federal Rule of Civil Procedure 6(b) and

1 Northern District Local Rules 6-1, 6-2 and 7-12, that PSM shall have up to and  
2 including February 4, 2008, to respond to the Complaint in this matter.

3 Dated: January 10, 2008

FRIEDMAN DUMAS & SPRINGWATER  
LLP

6 By: /s/CECILY A. DUMAS

Cecily A. Dumas

7 Attorneys for Plaintiff

8 JULIE C. CHAO

9  
10 Dated: January 10, 2008

MILBANK, TWEED, HADLEY &  
McCLOY LLP

13 By: /s/PATRICIA J. QUILIZAPA

Patricia J. Quilizapa

14 Attorneys for Defendant

15 PSM HOLDING CORP.

16  
17 PURSUANT TO STIPULATION, IT IS SO ORDERED

18  
19 DATED: January 14, 2008

By:   
Judge United States District Judge